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Holtzbrinck Networks GmbH, and  
Holtzbrinck Ventures GmbH

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

FACEBOOK, INC.,  
Plaintiff

V.

STUDIVZ LTD., HOLTZBRINCK  
NETWORKS GmbH,  
HOLTZBRINCK VENTURES  
GmbH, and DOES 1-25,

## Defendants.

Case No. 5:08-CV-03468 JF

Assigned To: Hon. Jeremy Fogel

[PROPOSED] ORDER GRANTING  
MOTION OF DEFENDANTS FOR  
PROTECTIVE ORDER (1) STAYING  
DISCOVERY NOT RELATED TO  
DISPUTED MATERIAL ISSUES  
RAISED IN DEFENDANTS' MOTIONS  
TO DISMISS FOR LACK OF  
PERSONAL JURISDICTION AND  
*FORUM NON CONVENIENS* AND (2)  
PREVENTING DISCOVERY  
PRODUCED IN THIS ACTION FROM  
BEING USED IN FOREIGN COURTS

Date: December 9, 2008  
Time: 10:00 a.m.  
Dept./Place: Courtroom 2, 5th Floor  
Hon. Howard R. Lloyd

Complaint Filed: July 18, 2008

The Motion of defendants StudiVZ Ltd., Holtzbrinck Networks GmbH, and Holtzbrinck Ventures GmbH (“Defendants”) for an order (1) staying all discovery that does not relate to disputed material issues raised in Defendants’ pending motions to dismiss for lack of personal jurisdiction and *forum non conveniens* (the “Motions to Dismiss”), until the Motions to Dismiss are ruled upon by this Court, and (2) that any and all discovery produced in this case shall only be used in this case and in no other (the “Motion for Protective Order”) was heard at 10:00 a.m. on December 9, 2008 in Courtroom 2 of the above-entitled Court, the Honorable Howard R. Lloyd, United States Magistrate Judge, presiding.

Having considered the files in this case, and the papers and arguments of the parties and their counsel, it is ORDERED that the Motion for Protective Order is GRANTED in its entirety. It would be unduly burdensome, oppressive, and expensive to require Defendants to respond to, and the Court to be involved in as needed, discovery that is not related to disputed material issues in the Motions to Dismiss, including but not limited to merits discovery, while the Motions to Dismiss are pending, and that it is not proper to use this lawsuit or this Court as vehicles to obtain discovery for use in a foreign case.

Accordingly, all discovery that does not relate to disputed material issues raised in the Motions to Dismiss is hereby stayed until this Court rules on the Motions to Dismiss, and any and all discovery produced in this case, including but not limited to documents, interrogatory responses, responses to requests for admission, and deposition transcripts, may be used in this case but not in foreign courts.

IT IS SO ORDERED.

DATED: \_\_\_\_\_, 2008

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The Honorable Howard R. Lloyd  
United States Magistrate Judge